MONTANA LEGISLATIVE HISTORY

Chapter 245 ~~19~~ 2007

Bill H 641 S _____ Original bill & history ✓ C

H. Committee on Judiciary		S. Committee on Judiciary	
Hearing Date(s) _____	___C	Hearing Date(s) _____	___C
2/16	✓C	3/23	✓C
_____	___C	_____	___C
2/20	✓C	4/2	✓C
Date Out 2/20	✓C		

Did this bill originate in an interim committee? ___Yes ✓No

Committee _____ Report _____

Montana Legislative Branch

Montana Legislature

Detailed Bill Information

2007 Session

| Top | Actions | Sponsor, etc. | Subjects | Add'l Bill Info | Eff. Dates | New Search |

Bill Draft Number: LC0705 Current Bill Text: HTML PDF (w/line numbers) NEW
Bill Type - Number: HB 641
Short Title: Revise minor in possession law
Primary Sponsor: John L Musgrove
Chapter Number: 245

Bill Actions - Current Bill Progress: Became Law

Bill Action Count: 45

Print Friendly

Action - Most Recent First	Date	Votes Yes	Votes No	Committee
Chapter Number Assigned	04/25/2007			
(H) Signed by Governor	04/25/2007			
(H) Transmitted to Governor	04/16/2007			
(S) Signed by President	04/13/2007			
(H) Signed by Speaker	04/13/2007			
(H) Returned from Enrolling	04/10/2007			
(C) Sent to Printing	04/10/2007			
(H) Sent to Enrolling	04/10/2007			
(S) Returned to House	04/05/2007			
(S) 3rd Reading Concurred	04/05/2007	44	6	
(C) Sent to Printing	04/04/2007			
(S) Scheduled for 3rd Reading	04/04/2007			
(S) Scheduled for 3rd Reading	04/04/2007			
(S) 2nd Reading Concurred on Voice Vote	04/03/2007	44	3	
(S) Scheduled for 2nd Reading	04/03/2007			
(S) Committee Report--Bill Concurred	04/02/2007			(S) Judiciary
(S) Committee Executive Action--Bill Concurred	04/02/2007	9	3	(S) Judiciary
(S) Hearing	03/23/2007			(S) Judiciary
(S) Referred to Committee	03/08/2007			(S) Judiciary

(S) First Reading	03/08/2007			
(H) Transmitted to Senate	02/23/2007			
(H) 3rd Reading Passed	02/23/2007	64	35	
(H) Scheduled for 3rd Reading	02/23/2007			
(H) 2nd Reading Passed	02/22/2007	62	38	
(H) Scheduled for 2nd Reading	02/22/2007			
(H) Committee Report--Bill Passed	02/21/2007			(H) Judiciary
(H) Committee Executive Action--Bill Passed	02/20/2007	9	8	(H) Judiciary
(H) Hearing	02/16/2007			(H) Judiciary
(C) Introduced Bill Text Available Electronically	02/12/2007			
(H) First Reading	02/12/2007			
(H) Referred to Committee	02/12/2007			(H) Judiciary
(H) Introduced	02/12/2007			
(C) Draft Delivered to Requester	02/09/2007			
(C) Draft Ready for Delivery	01/26/2007			
(C) Draft in Assembly/Executive Director Review	01/24/2007			
(C) Draft in Final Drafter Review	01/24/2007			
(C) Bill Draft Text Available Electronically	01/24/2007			
(C) Draft in Input/Proofing	01/24/2007			
(C) Draft to Drafter - Edit Review [CMD]	01/24/2007			
(C) Draft in Edit	01/24/2007			
(C) Draft in Legal Review	01/24/2007			
(C) Draft to Requester for Review	01/23/2007			
(C) Draft Taken Off Hold	01/16/2007			
(C) Draft On Hold	11/21/2006			
(C) Draft Request Received	11/08/2006			

| Top | Actions | Sponsor, etc. | Subjects | Add'l Bill Info | Eff. Dates | New Search |

Sponsor, etc.

Sponsor, etc.	Last Name/Organization	First Name	Mi
Requester	Musgrove	John	L
Drafter	Lane	Valencia	
Primary Sponsor	Musgrove	John	L

| Top | Actions | Sponsor, etc. | Subjects | Add'l Bill Info | Eff. Dates | New Search |

Subjects

Description	Revenue/Approp.	Vote Majority Req.	Subject Code
Alcohol and Drugs		Simple	ALC
Minors (see also: Family Law)		Simple	MIN
Crimes		Simple	CR

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Additional Bill Information

Probable Fiscal Note: No
Preintroduction Required: N
Session Law Ch. Number: 245
DEADLINE
Category: General Bills
Transmittal Date: 02/28/2007
Return (with 2nd house amendments) Date: 04/05/2007

| Top | Actions | Sponsor, etc. | Subjects | Add'l Bill Info | Eff. Dates | New Search |

Section Effective Dates

Section(s)	Effective Date	Date Qualified
All Sections	01-OCT-07	

| Top | Actions | Sponsor, etc. | Subjects | Add'l Bill Info | Eff. Dates | New Search |

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2007 Montana Legislature

About Bill -- Links

HOUSE BILL NO. 641

INTRODUCED BY J. MUSGROVE, BERGREN, BRUEGGEMAN, LASLOVICH, VAN DYK, VILLA, WINDY BOY

AN ACT PROVIDING THAT A PERSON UNDER 21 YEARS OF AGE MAY NOT BE ARRESTED FOR OR CHARGED WITH THE OFFENSE OF POSSESSION OR CONSUMPTION OF AN ALCOHOLIC BEVERAGE SOLELY BECAUSE THE PERSON WAS AT A PLACE WHERE OTHER PERSONS WERE POSSESSING OR CONSUMING ALCOHOLIC BEVERAGES; AND AMENDING SECTION 45-5-624, MCA.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 45-5-624, MCA, is amended to read:

"45-5-624. Unlawful attempt to purchase or possession of intoxicating substance -- interference with sentence or court order. (1) A person under 21 years of age commits the offense of possession of an intoxicating substance if the person knowingly consumes or has in the person's possession an intoxicating substance. A person may not be arrested for or charged with the offense solely because the person was at a place where other persons were possessing or consuming alcoholic beverages. A person does not commit the offense if the person consumes or gains possession of ~~the~~ an alcoholic beverage because it was lawfully supplied to the person under 16-6-305 or when in the course of employment it is necessary to possess alcoholic beverages.

(2) (a) In addition to any disposition by the youth court under 41-5-1512, a person under 18 years of age who is convicted under this section:

(i) for the first offense, shall be fined an amount not less than $100 and not to exceed $300 and:

(A) shall be ordered to perform 20 hours of community service;

(B) shall be ordered, and the person's parent or parents or guardian shall be ordered, to complete and pay all costs of participation in a community-based substance abuse information course that meets the requirements of subsection (9), if one is available; and

(C) if the person has a driver's license, must have the license confiscated by the court for 30 days, except as provided in subsection (2)(b);

(ii) for a second offense, shall be fined an amount not less than $200 and not to exceed $600 and:

(A) shall be ordered to perform 40 hours of community service;

(B) shall be ordered, and the person's parent or parents or guardian shall be ordered, to complete and pay all costs of participation in a community-based substance abuse information course that meets the requirements of subsection (9), if one is available;

(C) if the person has a driver's license, must have the license confiscated by the court for 6 months, except as provided in subsection (2)(b); and

(D) shall be required to complete a chemical dependency assessment and treatment, if recommended, as provided in subsection (8);

(iii) for a third or subsequent offense, shall be fined an amount not less than $300 or more than $900, shall be ordered to perform 60 hours of community service, shall be ordered, and the person's parent or parents or guardian shall be ordered, to complete and pay all costs of participation in a community-based substance abuse information course that meets the requirements of subsection (9), if one is available, and shall be required to complete a chemical dependency assessment and treatment, if recommended, as provided in subsection (8). If the person has a driver's license, the court shall confiscate the license for 6 months, except as provided in subsection (2)(b).

(b) If the convicted person fails to complete the community-based substance abuse course and has a driver's license, the court shall order the license suspended for 3 months for a first offense, 9 months for a second offense, and 12 months for a third or subsequent offense.

(c) The court shall retain jurisdiction for up to 1 year to order suspension of a license under subsection (2)(b).

(3) A person 18 years of age or older who is convicted of the offense of possession of an intoxicating substance:

(a) for a first offense:

(i) shall be fined an amount not less than $100 or more than $300;

(ii) shall be ordered to perform 20 hours of community service; and

(iii) shall be ordered to complete and pay all costs of participation in a community-based substance abuse information course that meets the requirements of subsection (9);

(b) for a second offense:

(i) shall be fined an amount not less than $200 or more than $600;

(ii) shall be ordered to perform 40 hours of community service; and

(iii) shall be ordered to complete and pay for an alcohol information course at an alcohol treatment program that meets the requirements of subsection (9), which may, in the court's discretion and upon recommendation of a licensed addiction counselor, include alcohol or drug treatment, or both;

(c) for a third or subsequent offense:

(i) shall be fined an amount not less than $300 or more than $900;

(ii) shall be ordered to perform 60 hours of community service;

(iii) shall be ordered to complete and pay for an alcohol information course at an alcohol treatment program that meets the requirements of subsection (9), which may, in the sentencing court's discretion and upon recommendation of a licensed addiction counselor, include alcohol or drug treatment, or both; and

(iv) in the discretion of the court, shall be imprisoned in the county jail for a term not to exceed 6 months.

(4) A person under 21 years of age commits the offense of attempt to purchase an intoxicating substance if the person knowingly attempts to purchase an alcoholic beverage. A person convicted of attempt to purchase an intoxicating substance shall be fined an amount not to exceed $150 if the person was under 21 years of age at the time that the offense was committed and may be ordered to perform community service.

(5) A defendant who fails to comply with a sentence and is under 21 years of age and was under 18 years of age when the defendant failed to comply must be transferred to the youth court. If proceedings for failure to comply with a sentence are held in the youth court, the offender must be treated as an alleged youth in need of intervention as defined in 41-5-103. The youth court may enter its judgment under 41-5-1512.

(6) A person commits the offense of interference with a sentence or court order if the person purposely or knowingly causes a child or ward to fail to comply with a sentence imposed under this section or a youth court disposition order for a youth found to have violated this section and upon conviction shall be fined $100 or imprisoned in the county jail for 10 days, or both.

(7) A conviction or youth court adjudication under this section must be reported by the court to the department of public health and human services if treatment is ordered under subsection (8).

(8) (a) A person convicted of a second or subsequent offense of possession of an intoxicating substance shall be ordered to complete a chemical dependency assessment.

(b) The assessment must be completed at a treatment program that meets the requirements of subsection (9) and must be conducted by a licensed addiction counselor. The person may attend a program of the person's choice as long as a licensed addiction counselor provides the services. If able, the person shall pay the cost of the assessment and any resulting treatment.

(c) The assessment must describe the person's level of abuse or dependency, if any, and contain a recommendation as to the appropriate level of treatment if treatment is indicated. A person who disagrees with the initial assessment may, at the person's expense, obtain a second assessment provided by a licensed addiction counselor or program that meets the requirements of subsection (9).

(d) The treatment provided must be at a level appropriate to the person's alcohol or drug problem, or both, if any, as determined by a licensed addiction counselor pursuant to diagnosis and patient placement rules adopted by the

department of public health and human services. Upon the determination, the court shall order the appropriate level of treatment, if any. If more than one counselor makes a determination, the court shall order an appropriate level of treatment based upon the determination of one of the counselors.

(e) Each counselor providing treatment shall, at the commencement of the course of treatment, notify the court that the person has been enrolled in a chemical dependency treatment program. If the person fails to attend the treatment program, the counselor shall notify the court of the failure.

(f) The court shall report to the department of public health and human services the name of any person who is convicted under this section. The department of public health and human services shall maintain a list of those persons who have been convicted under this section. This list must be made available upon request to peace officers and to any court.

(9) (a) A community-based substance abuse information course required under subsection (2)(a)(i)(B), (2)(a)(ii)(B), (2)(a)(iii), or (3)(a)(iii) must be:

(i) approved by the department of public health and human services under 53-24-208 or by a court or provided under a contract with the department of corrections; or

(ii) provided by a hospital licensed under Title 50, chapter 5, part 2, that provides chemical dependency services and that is accredited by the joint commission on accreditation of healthcare organizations to provide chemical dependency services.

(b) An alcohol information course required under subsection (3)(b)(iii) or (3)(c)(iii) must be provided at an alcohol treatment program:

(i) approved by the department of public health and human services under 53-24-208 or by a court or provided under a contract with the department of corrections; or

(ii) provided by a hospital licensed under Title 50, chapter 5, part 2, that provides chemical dependency services and that is accredited by the joint commission on accreditation of healthcare organizations to provide chemical dependency services.

(c) A chemical dependency assessment required under subsection (8) must be completed at a treatment program:

(i) approved by the department of public health and human services under 53-24-208 or by a court or provided under a contract with the department of corrections; or

(ii) provided by a hospital licensed under Title 50, chapter 5, part 2, that provides chemical dependency services and that is accredited by the joint commission on accreditation of healthcare organizations to provide chemical dependency services.

(10) Information provided or statements made by a person under 21 years of age to a health care provider or law enforcement personnel regarding an alleged offense against that person under Title 45, chapter 5, part 5, may not be used in a prosecution of that person under this section. This subsection's protection also extends to a person who helps

the victim obtain medical or other assistance or report the offense to law enforcement personnel. (See compiler's comments for contingent termination of certain text.)"

- END -

Latest Version of HB 641 *(HB0641.ENR)*

Processed for the Web on April 10, 2007 (1:01pm)

New language in a bill appears underlined, deleted material appears stricken.

Sponsor names are handwritten on introduced bills, hence do not appear on the bill until it is reprinted.

See the status of this bill for the bill's primary sponsor.

Status of this Bill | 2007 Legislature | Leg. Branch Home

This bill in WP 5.1 | All versions of all bills (WP 5.1 format)

Authorized print version w/line numbers (PDF format)

[NEW SEARCH]

Prepared by Montana Legislative Services

(406) 444-3064

MINUTES

MONTANA HOUSE OF REPRESENTATIVES
60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: By Chairman Diane Rice on February 16, 2007 at 8:02 A.M., in Room 137 Capitol.

ROLL CALL

Members Present:

Rep. Diane Rice, Chairman (R)
Rep. Dave Gallik, Vice Chairman (D)
Rep. Ron Stoker, Vice Chairman (R)
Rep. Douglas Cordier (D)
Rep. Robyn Driscoll (D)
Rep. Bob Ebinger (D)
Rep. George Everett (R)
Rep. Julie French (D)
Rep. Rick Jore (C)
Rep. Krayton Kerns (R)
Rep. Roger Koopman (R)
Rep. Deborah Kottel (D)
Rep. Tom McGillvray (R)
Rep. Jesse O'Hara (R)
Rep. Ken Peterson (R)
Rep. Holly Raser (D)
Rep. John Ward (R)

Members Excused: None.

Members Absent: None.

Staff Present: David Niss, Legislative Branch
Pam Schindler, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted:	HB 624, HB 625, HB 641, HB 714, HB 494 2/9/2007
Executive Action:	HB 455, HB 630, HB 636, HB 606, HB 494

HEARING ON HB 641

Opening Statement by Sponsor:

02:04:25 Rep. John Musgrove (D), HD 34, opened the hearing on HB 641, Revise minor in possession law.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

02:11:43 Rep. Stoker
02:13:48 Rep. Musgrove
02:16:29 Rep. Kottel
02:17:19 Rep. Musgrove
02:22:40 Rep. McGillvray
02:22:50 Rep. Musgrove
02:27:13 Rep. Peterson
02:28:47 Rep. Musgrove
02:29:17 Rep. French
02:31:06 Rep. Musgrove
02:33:33 Rep. Gallik
02:34:18 Rep. Musgrove
02:34:32 Rep. Kottel
02:35:20 Rep. Musgrove
02:37:05 Rep. Cordier
02:38:26 Rep. Musgrove

Closing by Sponsor:

02:39:03 Rep. Musgrove

HEARING ON HB 494

Opening Statement by Sponsor:

02:41:26 Rep. Penny Morgan (R), HD 57, opened the hearing on HB 494, Pregnant women protection act.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

MINUTES

MONTANA HOUSE OF REPRESENTATIVES
60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: By Chairman Diane Rice on February 20, 2007 at 8:00 A.M., in Room 137 Capitol.

ROLL CALL

Members Present:

Rep. Diane Rice, Chairman (R)
Rep. Dave Gallik, Vice Chairman (D)
Rep. Ron Stoker, Vice Chairman (R)
Rep. Douglas Cordier (D)
Rep. Robyn Driscoll (D)
Rep. Bob Ebinger (D)
Rep. George Everett (R)
Rep. Julie French (D)
Rep. Rick Jore (C)
Rep. Krayton Kerns (R)
Rep. Roger Koopman (R)
Rep. Deborah Kottel (D)
Rep. Tom McGillvray (R)
Rep. Jesse O'Hara (R)
Rep. Ken Peterson (R)
Rep. Holly Raser (D)

Members Excused: None.

Members Absent: Rep. John Ward (R)

Staff Present: David Niss, Legislative Branch
Pam Schindler, Committee Secretary

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Committee Business Summary:

Hearing & Date Posted:	HB 656, HB 657, HB 660, HB 661, HB 674, HB 676, 2/13/2007
Executive Action:	HB 645, HB, 590, HB 676, HB 657, HB 656, HB 660, HB 674, HB 624, HB 625, HJ 25, HB 714, HB 712, HB 653, HB 629, HB 641 ✓

03:30:43 **Motion/Vote**: Rep. Kottel moved **PARAGRAPHS 1, 3, 4, 5, 7, 8 of AMENDMENT**. Motion carried unanimously by voice vote. Rep. Ward voted by proxy.

03:30:55 **Motion**: Rep. Kottel moved that **HB 629 DO PASS AS AMENDED.**

Discussion:

03:32:33 Rep. Gallik

03:32:56 **Substitute Motion/Vote**: Rep. Kottel made a substitute motion that **HB 629 BE AMENDED with a CONCEPTUAL AMENDMENT for PARAGRAPHS 2 and 6; STRIKE SECTION D.** Motion carried 16-1 by voice vote with Rep. Gallik voting no. Rep. Ward voted by proxy.

03:36:31 **Motion**: Rep. Stoker moved that **HB 629 DO PASS AS AMENDED.**

Discussion:

03:36:50 **Motion/Vote**: Rep. Gallik moved a **CONCEPTUAL AMENDMENT to insert "...A MEDIATED PLEA IS SUBJECT TO A JUDGE'S APPROVAL..."** Motion carried unanimously by voice vote. Rep. Ward voted by proxy.

03:39:03 **Motion**: Rep. Stoker moved that **HB 629 DO PASS AS AMENDED.**

Discussion:

03:39:20 Rep. Peterson

03:40:57 Chairman Rice postponed Executive Action on HB 629 due to a new Fiscal Note being required for the Amendments added.

EXECUTIVE ACTION ON HB 641

03:41:20 **Motion**: Rep. Stoker moved that **HB 641 DO PASS.**

Discussion:

03:41:27 Rep French
03:41:54 Rep. Raser
03:42:22 Rep. McGillvray
03:44:20 Rep. O'Hara

03:45:14 Rep. Kottel
03:48:08 Rep. Jore
03:49:17 Rep. Gallik
03:50:02 Rep. Peterson

03:51:12 **Motion**: Rep. McGillvray moved that **HB 641 BE AMENDED with a CONCEPTUAL AMENDMENT FOR LINE 5, LINES 14 and 15 adding "...proximity...."**

03:52:05 Mr. Niss

03:53:34 Rep. McGillvray withdrew amendment for HB 641.

03:54:31 Rep. O'Hara
03:55:31 Rep. McGillvray
03:55:37 Rep. Kottel
03:55:57 Rep. French
03:56:41 Rep. Cordier
03:58:28 Rep. Rice

03:58:50 **Vote**: Motion that **HB 641 DO PASS** carried 9-8 by roll call vote with Reps. Stoker, French, Gallik, Cordier, Peterson, O'Hara, McGillvray, and Ward voting no. Rep. Ward voted by proxy.

Committee Business:

04:00:17 Chairman Rice

MINUTES

MONTANA SENATE
60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: By **CHAIRMAN JESSE LASLOVICH**, on March 23, 2007 at 8:00 A.M., in Room 303 Capitol.

ROLL CALL

Members Present:

Sen. Jesse Laslovich, Chairman (D)
Sen. Aubyn Curtiss (R)
Sen. Larry Jent (D)
Sen. Carol C. Juneau (D)
Sen. Dan McGee (R)
Sen. Lynda Moss (D)
Sen. Jerry O'Neil (R)
Sen. Gerald Pease (D)

Members Excused:

Sen. Gary L. Perry (R)
Sen. Jim Shockley (R)
Sen. David E. Wanzenried (D)
Sen. Carol Williams (D)

Members Absent: None.

Staff Present: Carol Andersen, Committee Secretary
Valencia Lane, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted:	HB 300, 3/20/2007; HB 423, 3/20/2007; HB 455, 3/20/2007; HB 641, 3/20/2007; HB 742, 3/20/2007
Executive Action:	HB 455; HB 423; HB 683; HB 579; HB 310; HB 256;

Opponents: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

01:12:10 Sen. O'Neil to Rep. Stoker

01:14:33 Sen. Laslovich to Rep. Stoker

01:18:55 Sen. Laslovich to Pam Bucy, Assistant Attorney General, Department of Justice

Closing by Sponsor:

01:22:18 Rep. Stoker

HEARING ON HB 641

Opening Statement by Sponsor:

01:27:14 REP. JOHN MUSGROVE (D), HD 34, opened the hearing on **HB 641**, Revise minor in possession law.

Proponents: None.

Opponents:

01:33:42 Trevor MacDonald, Beer Wholesaler

01:35:28 Kris Minard

01:36:59 Rep. Tom McGillvray

Informational Testimony: None.

Questions from Committee Members and Responses:

01:43:42 Sen. Moss to Rep. Musgrove

01:46:51 Sen. Laslovich to Kris Minard

01:53:41 Sen. Juneau to Kris Minard

Closing by Sponsor:

01:54:43 Sen. Musgrove

MINUTES

MONTANA SENATE
60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: By **CHAIRMAN JESSE LASLOVICH**, on April 2, 2007 at 8:05 A.M., in Room 303 Capitol.

ROLL CALL

Members Present:

Sen. Jesse Laslovich, Chairman (D)
Sen. Aubyn Curtiss (R)
Sen. Larry Jent (D)
Sen. Carol C. Juneau (D)
Sen. Dan McGee (R)
Sen. Lynda Moss (D)
Sen. Jerry O'Neil (R)
Sen. Gerald Pease (D)
Sen. Jim Shockley (R)
Sen. David E. Wanzenried (D)

Members Excused:

Sen. Gary L. Perry (R)
Sen. Carol Williams (D)

Members Absent: None.

Staff Present: Carol Andersen, Committee Secretary
Valencia Lane, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted:	HB 272, 3/30/2007; HB 329, 3/30/2007; HB 630, 3/30/2007
Executive Action:	HB 630; HB 287; HB 384; HB 319; HB 643; HB 464; HB 299; HB 781; HB 636; HB 742; HB 329; HB 272; HB 641

Discussion:

03:28:07 Sen. Shockley

03:28:27 Sen. Juneau

03:28:35 Sen. McGee

03:29:02 Sen. Laslovich

03:29:29 Sen. O'Neil

03:29:46 **Vote: Motion that CONCEPTUAL AMENDMENT BE ADOPTED carried unanimously by voice vote. SEN. WILLIAMS, SEN. WANZENRIED, and SEN. PERRY voted aye by proxy.**

03:30:08 **Motion/Vote: SEN. MOSS moved that HB 272 BE CONCURRED IN AS AMENDED. Motion carried unanimously by voice vote. SEN. WILLIAMS, SEN. WANZENRIED, and SEN. PERRY voted aye by proxy. SEN. O'NEIL will carry HB 272.**

EXECUTIVE ACTION ON HB 641

03:31:23 **Motion: SEN. SHOCKLEY moved that HB 641 BE CONCURRED IN.**

Discussion:

03:31:48 Sen. McGee

03:33:34 Sen. Laslovich

03:35:31 Sen. McGee

03:36:07 Sen. Laslovich

03:37:33 Sen. Shockley

03:37:57 Sen. Curtiss

03:40:20 **Motion/Vote: SEN. MOSS CALLED THE QUESTION ON HB 641. Motion carried 9-3 by voice vote with SEN. CURTISS, SEN. JUNEAU, and SEN. MCGEE voting no. SEN. WILLIAMS and SEN. WANZENRIED voted aye by proxy. SEN. LASLOVICH will carry HB 641.**